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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Weichselbaum et al. Art Unit: 1632

Serial No.: 08/289,290

Filed: August 11, 1994

For: CONSTITUTIVE GENE EXPRESSION IN CONJUNCTION WITH  
IONIZING RADIATION

Examiner: Qian J. Li

Attorney  
Docket No.: UCT-105.0 US (8798/88589)

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

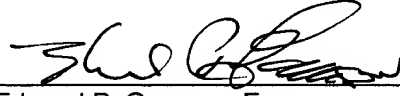
Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated  
January 30, 2003 of the Primary Examiner finally rejecting claims 29, 31-34, 37, 38, 39 and 40.

The item(s) checked below are appropriate:

1. (X) A Petition for Extension of Time to respond to the final rejection is filed herewith.
2. (X) Fee amount \$160.00 and \$55.0 for extension to be charged to Deposit Account No. 23-0920.
- (X) Enclosed.
- ( ) The Commissioner is hereby authorized to charge any additional fee which may be required, or credit any overpayment to Deposit Account No. 23-0920. Should no proper payment be enclosed, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 23-0920. (One additional copy of this Notice is enclosed herewith.)
- (X) No further petition for an extension of time is believed to be required. However, should such a petition or any other petition be required, please deem this paper to be the required petition.

Dated: May 30, 2003

  
Edward P. Gamson, Esq.  
Registration No. 29,381

Address to which Correspondence is to be sent: WELSH &amp; KATZ, LTD.

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